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8 UNITED STATES DISTRICT COURT
9 DISTRICT OF ARIZONA

10 United States of America,

11 Plaintiff,

MAGISTRATE NO. 08-3144M

12 v.

Order Re: Extending Time to Indict

13 MIGUEL ALARCON-ROJAS,

14 Defendant.
15 _____

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17 HAVING considered Defendant's Motion to Extend Time and good cause having
18 been shown;

19 THE COURT makes the following findings:
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- 21 1. Counsel for defendant has only recently been appointed;
22 2. The defendant earnestly wishes to consider the plea offer extended by the
23 government;
24 3. The defendant wishes to investigate possible defenses prior to considering the
25 government's plea offer;
26 4. The government's plea offer, if accepted by the defendant and then the court,
would likely reduce defendant's exposure to a significant term of
imprisonment;
27 5. If the defendant does not timely accept the plea offer prior to indictment, the
government will withdraw said plea offer and any subsequent plea offer after
indictment would likely be less advantageous to the defendant;

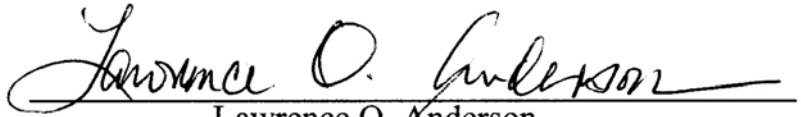
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2 6. Failure to extend time for indictment in this instance would thus operate to bar
3 defendant from reviewing the government's plea offer in a meaningful way
4 prior to indictment; and

5 7. The ends of justice served by this continuance outweigh the best interest of the
6 public and the defendant in a speedy indictment.

7 **IT IS HEREBY ORDERED** that defendant's Motion to Extend Time for
8 Indictment requesting an extension of thirty (30) days within the government may seek to
9 indict defendant, is hereby granted.

10 **IT IS FURTHER ORDERED** that pursuant to the Speedy Trial Act, 18 U.S.C. §
11 3161, the Government shall have an extension of thirty (30) days to file a timely Indictment.
12 Excludable time shall begin to run on the 31st day after arrest for a period of thirty (30) days
13 in which the Government may present the case to the grand jury.

14 DATED this 5th day of May, 2008.

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17 Lawrence O. Anderson
18 United States Magistrate Judge
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